



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor:

George E. Berkey, et al.

Serial No:

10/023,291

Filing Date:

12/14/2001

Title:

METHOD OF MAKING A

DEUTERATED GLASS

PREFORM FOR HYDROGEN-

RESISTANT OPTICAL

FIBERS

Group Art Unit: 1731

Examiner: John M. Hoffmann

COMMUNICATION

Applicants' Comments on the Examiner's Amendment of Title

Mail Stop ISSUE FEE Commissioner for Patents Alexandria, Virginia 22313-1450

Sir:

Applicants hereby submit comments on the statements contained in the Notice of Allowability, dated April 23, 2004 and the Response to Rule 312 Communication mailed on February 25, 2005.

Applicants note that the Examiner had unilaterally amended the Title of the Invention to "Method of making a deuterated glass preform for hydrogen-resistant optical fibers" by way of Examiner's amendment that appeared on page 2 of the Notice of Allowability that accompanied the Notice of Allowance mailed on April 23, 2004. Applicants' subsequent attempts to change the amended title of the invention were an effort to make the proposed title change more appropriate for the application. While the Examiner's amended title references characteristics contemplated by certain aspects of the present invention, the invention itself is not so limited, and it is believed that the title as amended by the Examiner is, accordingly, rendered unduly narrow and possibly misleading to those who may have an interest in reviewing this technology. The Examiner has refused to enter Applicants'

proposed modification, however, and has now suggested that if any changes are to be requested, Applicants must withdraw the application from issuance by way of Petition.

Because Applicants note that the Title of the Invention does not affect or limit in any way the scope of the claims, and because such withdrawal of the application from issue now would only cause unnecessary delay and cost in issuance of the resulting patent, Applicants will not file a petition to withdraw the application from issue at this time, and defer to the title as amended by the Examiner in an effort to expedite issuance of the patent. For the record, Applicants do object to the amended title for the reasons presented.

Respectfully submitted,

CORNING INCORPORATED

Date: MARCH 8, 2005

Joseph M. Homa

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8: I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Alexandria, Virginia 22313-1450 on

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